

**TOWN OF NORTH HEMPSTEAD
BOARD MEETING
AMENDED AGENDA**

OCTOBER 26, 2010

7:30 P.M.

PUBLIC HEARINGS:

1. A PUBLIC HEARING TO CONSIDER THE RESCISSION AND ADOPTION OF AN ORDINANCE AFFECTING HERBERT AVENUE, PORT WASHINGTON, NEW YORK.

Synopsis: The rescission and adoption of this ordinance will update all the measurements so they comply with the presently posted signs on Herbert Avenue, and establish No Stopping Here to Corner restrictions on the east side, north and south of Herbert Place, in Port Washington.

Motion by: Councilman Pollack

Aye-Councilman Dwyer
Aye-Councilman Ferrara
Aye-Councilman Pollack
Aye-Councilwoman Poons
Aye-Councilwoman Russell
Aye-Councilwoman Seeman
Aye-Supervisor Kaiman
No-None

Adopted

2. A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING BROADWAY, NEW HYDE PARK, NEW YORK.

Synopsis: The adoption of this ordinance will establish a Commercial Traffic restriction eastbound on Broadway, in New Hyde Park.

Motion by: Councilman Ferrara

Aye-Councilman Dwyer
Aye-Councilman Ferrara
Aye-Councilman Pollack
Aye-Councilwoman Poons
Aye-Councilwoman Russell
Aye-Councilwoman Seeman
Aye-Supervisor Kaiman
No-None

Adopted

3. A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING DERBY ROAD AND ESSEX COURT, PORT WASHINGTON, NEW YORK.

Synopsis: The adoption of this ordinance will establish a Full Stop northbound on Derby Road, at its intersection with Essex Court; and a Full Stop westbound on Essex Court, at its intersection with Derby Road, in Port Washington.

Motion by: Councilman Pollack

Aye-Councilman Dwyer
Aye-Councilman Ferrara
Aye-Councilman Pollack
Aye-Councilwoman Poons
Aye-Councilwoman Russell
Aye-Councilwoman Seeman
Aye-Supervisor Kaiman
No-None

Adopted

4. A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 14 OF THE TOWN CODE ENTITLED "DOGS."

Synopsis: Adoption of this Local Law will amend the dog licensing requirements and procedures set forth in Chapter 14 in order to address recent amendments to Article 7 of New York's Agriculture and Markets Law, and to make such other amendments as may be necessary.

Continued to November 16, 2010

5. A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 49 OF THE TOWN CODE ENTITLED "SNOW REMOVAL, SNOW EMERGENCIES AND STREET CLEANING."

Synopsis: Adoption of this Local Law will prohibit persons from plowing (or maintaining) snow or ice onto parking spaces on private property reserved for handicapped drivers so as to block access or render such space unusable for parking purposes and to levy fines for persons who violate same.

Motion by: Supervisor Kaiman

Aye-Councilman Dwyer
Aye-Councilman Ferrara
Aye-Councilman Pollack
Aye-Councilwoman Poons
Aye-Councilwoman Russell
Aye-Councilwoman Seeman
Aye-Supervisor Kaiman
No-None

Adopted

RESOLUTIONS:

6. A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING ORCHARD STREET, MANHASSET, NEW YORK.

Synopsis: The adoption of this ordinance will designate left and right turning lanes westbound on Orchard Street, at its intersection with Plandome Road, in Manhasset. Tentative hearing date is November 16, 2010.

Motion by: Councilwoman Poons

Aye-Councilman Dwyer
Aye-Councilman Ferrara
Aye-Councilman Pollack

**Aye-Councilwoman Poons
Aye-Councilwoman Russell
Aye-Councilwoman Seeman
Aye-Supervisor Kaiman
No-None**

Adopted

7. A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING BROADWAY, NEW CASSEL, NEW YORK.

Synopsis: The adoption of this ordinance will establish a No Stopping Here to Corner restriction on the north side of Broadway, west of Malaney Avenue; and a No Stopping Any Time restriction in front of # 551 on the north side of Broadway, east of Grand Boulevard, in Westbury/New Cassel. Tentative hearing date is November 16, 2010.

Motion by: Councilwoman Russell

**Aye-Councilman Dwyer
Aye-Councilman Ferrara
Aye-Councilman Pollack
Aye-Councilwoman Poons
Aye-Councilwoman Russell
Aye-Councilwoman Seeman
Aye-Supervisor Kaiman
No-None**

Adopted

8. A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 70 OF THE TOWN CODE ENTITLED "ZONING."

Synopsis: The purpose of the amendment is to establish full-service restaurant as a permitted use within the Open Space Recreation District. Tentative hearing date is November 16, 2010.

Motion by: Councilwoman Seeman

**Aye-Councilman Dwyer
Aye-Councilman Ferrara
Aye-Councilman Pollack
Aye-Councilwoman Poons
Aye-Councilwoman Russell
Aye-Councilwoman Seeman
Aye-Supervisor Kaiman
No-None**

Adopted

9. A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 70 OF THE TOWN CODE ENTITLED "ZONING."

Synopsis: The purpose of the amendments are to amend §70-229 and §70-232 to authorize the Division of Code Enforcement to have concurrent enforcement authority under Chapter 70 of the Town Code. Tentative hearing date is November 16, 2010.

Motion by: Supervisor Kaiman

Aye-Councilman Dwyer
Aye-Councilman Ferrara
Aye-Councilman Pollack
Aye-Councilwoman Poons
Aye-Councilwoman Russell
Aye-Councilwoman Seeman
Aye-Supervisor Kaiman
No-None

Adopted

10. A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO ACCEPT, AS A GIFT, REAL PROPERTY CONSISTING OF OPEN SPACE, LOCATED ON HERBERT AVENUE, PORT WASHINGTON, NEW YORK AND DESIGNATED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 5, BLOCK G, LOT 554, FROM ALEXANDER HARRISON.

Synopsis: There is a current appraisal and the Town has conducted a Phase I Environmental Site Assessment indicating that there exists no recognized environmental conditions or hazardous material on the property. Tentative hearing date is November 16, 2010.

Motion by: Councilman Pollack

Aye-Councilman Dwyer
Aye-Councilman Ferrara
Aye-Councilman Pollack
Aye-Councilwoman Poons
Aye-Councilwoman Russell
Aye-Councilwoman Seeman
Aye-Supervisor Kaiman
No-None

Adopted

11. A RESOLUTION AUTHORIZING THE COMMISSIONER OF ADMINISTRATIVE SERVICES TO ISSUE A REQUEST FOR QUALIFICATIONS FOR SPONSORSHIP CONSULTING SERVICES (TNH039-2010).

Motion by: Supervisor Kaiman

Aye-Councilman Dwyer
Aye-Councilman Ferrara
Aye-Councilman Pollack
Aye-Councilwoman Poons
Aye-Councilwoman Russell
Aye-Councilwoman Seeman
Aye-Supervisor Kaiman
No-None

Adopted

12. A RESOLUTION AUTHORIZING THE COMMISSIONER OF ADMINISTRATIVE SERVICES TO ISSUE A REQUEST FOR PROPOSALS FOR CAMP SERVICES.

Motion by: Supervisor Kaiman

Aye-Councilman Dwyer
Aye-Councilman Ferrara

Aye-Councilman Pollack
Aye-Councilwoman Poons
Aye-Councilwoman Russell
Aye-Councilwoman Seeman
Aye-Supervisor Kaiman
No-None

Adopted

13. A RESOLUTION AUTHORIZING THE COMMISSIONER OF ADMINISTRATIVE SERVICES TO ADVERTISE FOR THE RECEIPT OF BIDS FOR APPAREL AND ACCESSORIES FOR TOWN EVENTS (TNH041-2010).

Motion by: Supervisor Kaiman

Aye-Councilman Dwyer
Aye-Councilman Ferrara
Aye-Councilman Pollack
Aye-Councilwoman Poons
Aye-Councilwoman Russell
Aye-Councilwoman Seeman
Aye-Supervisor Kaiman
No-None

Adopted

14. A RESOLUTION AUTHORIZING THE COMMISSIONER OF ADMINISTRATIVE SERVICES TO ADVERTISE FOR THE RECEIPT OF BIDS FOR A SEPTIC TANK SYSTEM FOR TOWN HALL I.

Motion by: Supervisor Kaiman

Aye-Councilman Dwyer
Aye-Councilman Ferrara
Aye-Councilman Pollack
Aye-Councilwoman Poons
Aye-Councilwoman Russell
Aye-Councilwoman Seeman
Aye-Supervisor Kaiman
No-None

Adopted

15. A RESOLUTION AUTHORIZING THE AWARD OF A BID FOR GUARD RAILS AND CHANNEL POSTS (TNH032-2010).

Motion by: Supervisor Kaiman

Aye-Councilman Dwyer
Aye-Councilman Ferrara
Aye-Councilman Pollack
Aye-Councilwoman Poons
Aye-Councilwoman Russell
Aye-Councilwoman Seeman
Aye-Supervisor Kaiman
No-None

Adopted

16. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH SID JACOBSON JCC, EAST HILLS, NEW YORK, TO PROVIDE SERVICES IN CONNECTION WITH PROJECT INDEPENDENCE.

Motion by: Councilman Dwyer

Aye-Councilman Dwyer
Aye-Councilman Ferrara
Aye-Councilman Pollack
Aye-Councilwoman Poons
Aye-Councilwoman Russell
Aye-Councilwoman Seeman
Aye-Supervisor Kaiman
No-None

Adopted

17. A RESOLUTION AUTHORIZING THE EXECUTION OF AN INTERMUNICIPAL AGREEMENT WITH THE COUNTY OF NASSAU.

Synopsis: Adoption of this resolution will authorize a \$50,000 contribution for the repair and restoration of a retaining wall along the eastern side of Carlton Avenue above Stannards Brook Park (the "Park") in Port Washington, New York (the "Contribution"). The Contribution complements the County's \$800,000 renovation and reconstruction of the Park, which involves improvements involving drainage, vegetation, pathways, pergolas, and others. Sources of funding consist of \$400,000 from the Nassau County Environmental Trust Fund, and \$400,000 from the New York State Environmental Protection Fund.

Motion by: Councilman Pollack

Aye-Councilman Dwyer
Aye-Councilman Ferrara
Aye-Councilman Pollack
Aye-Councilwoman Poons
Aye-Councilwoman Russell
Aye-Councilwoman Seeman
Aye-Supervisor Kaiman
No-None

Adopted

18. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE NASSAU COUNTY OFFICE OF COMMUNITY DEVELOPMENT FOR THE RECEIPT OF COMMUNITY DEVELOPMENT BLOCK GRANT 36TH PROGRAM YEAR FUNDS.

Motion by: Supervisor Kaiman

Aye-Councilman Dwyer
Aye-Councilman Ferrara
Aye-Councilman Pollack
Aye-Councilwoman Poons
Aye-Councilwoman Russell
Aye-Councilwoman Seeman
Aye-Supervisor Kaiman
No-None

Adopted

19. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO A PROFESSIONAL SERVICES AGREEMENT WITH CASHIN ASSOCIATES, P.C., FOR ENGINEERING SERVICES RELATED TO TRAFFIC CALMING AND RECONSTRUCTION OF PROSPECT AVENUE, NEW CASSEL, NEW YORK, DPW PROJECT NO. 09-01.

Motion by: Councilwoman Russell

Aye-Councilman Dwyer
Aye-Councilman Ferrara
Aye-Councilman Pollack
Aye-Councilwoman Poons
Aye-Councilwoman Russell
Aye-Councilwoman Seeman
Aye-Supervisor Kaiman
No-None

Adopted

20. A RESOLUTION AUTHORIZING THE ACCEPTANCE OF ADDITIONAL FEDERAL GRANT FUNDING IN CONNECTION WITH THE PORT WASHINGTON SAFE ROUTES TO SCHOOLS PROJECT.

Motion by: Councilman Pollack

Aye-Councilman Dwyer
Aye-Councilman Ferrara
Aye-Councilman Pollack
Aye-Councilwoman Poons
Aye-Councilwoman Russell
Aye-Councilwoman Seeman
Aye-Supervisor Kaiman
No-None

Adopted

21. A RESOLUTION AUTHORIZING THE RECEIVER OF TAXES TO TRANSFER CERTAIN UNCASHED TAXPAYER REFUND CHECKS TO THE TOWN GENERAL FUND.

Motion by: Supervisor Kaiman

Aye-Councilman Dwyer
Aye-Councilman Ferrara
Aye-Councilman Pollack
Aye-Councilwoman Poons
Aye-Councilwoman Russell
Aye-Councilwoman Seeman
Aye-Supervisor Kaiman
No-None

Adopted

22. A RESOLUTION AUTHORIZING A SUPPLEMENTAL BUDGET APPROPRIATION PURSUANT TO TOWN LAW SECTION 112.

Motion by: Supervisor Kaiman

Aye-Councilman Dwyer
Aye-Councilman Ferrara
Aye-Councilman Pollack
Aye-Councilwoman Poons
Aye-Councilwoman Russell
Aye-Councilwoman Seeman
Aye-Supervisor Kaiman
No-None

Adopted

23. A RESOLUTION AUTHORIZING THE MAKING OF A LOAN.

Synopsis: The resolution authorizes the making of a \$100,000 loan to the Town of North Hempstead Business and Tourism Development Corporation ("BTDC"), which will use it to provide a grant to the Friends of the Sands Point Preserve to partially fund construction of an amphitheater. The Town will be given the right to use one or more facilities at the Preserve a certain number of days a year.

Motion by: Councilman Pollack

Aye-Councilman Dwyer
Aye-Councilman Ferrara
Aye-Councilman Pollack
Aye-Councilwoman Poons
Aye-Councilwoman Russell
Aye-Councilwoman Seeman
Aye-Supervisor Kaiman
No-None

Adopted

24. A RESOLUTION CERTIFYING COMPLETION OF REVIEW OF THE TENTATIVE BUDGET, AS AMENDED, AND SETTING A DATE FOR A PUBLIC HEARING ON THE PRELIMINARY BUDGET OF THE TOWN OF NORTH HEMPSTEAD, TOGETHER WITH THE BUDGETS OF ALL SPECIAL DISTRICTS AND THE ASSESSMENT ROLLS OF THE BELGRAVE WATER POLLUTION CONTROL DISTRICT, GREAT NECK WATER POLLUTION CONTROL DISTRICT, AND THE PORT WASHINGTON WATER POLLUTION CONTROL DISTRICT FOR THE YEAR 2011.

Motion by: Supervisor Kaiman

Aye-Councilman Dwyer
Aye-Councilman Ferrara
Aye-Councilman Pollack
Aye-Councilwoman Poons
Aye-Councilwoman Russell
Aye-Councilwoman Seeman
Aye-Supervisor Kaiman
No-None

Adopted

25. A RESOLUTION AUTHORIZING THE COMMENCEMENT OF LITIGATION.

Motion by: Supervisor Kaiman

Aye-Councilman Dwyer

Aye-Councilman Ferrara
Aye-Councilman Pollack
Aye-Councilwoman Poons
Aye-Councilwoman Russell
Aye-Councilwoman Seeman
Aye-Supervisor Kaiman
No-None

Adopted

26. A RESOLUTION AUTHORIZING VARIOUS TOWN EMPLOYEE POLICIES.

Stricken

27. A RESOLUTION MAKING APPOINTMENTS TO THE BOARD OF THE TOWN OF NORTH HEMPSTEAD COMMUNITY DEVELOPMENT AGENCY.

Stricken

28. A RESOLUTION MAKING AN APPOINTMENT TO THE BOARD OF THE NORTH HEMPSTEAD ECOLOGICAL COMMISSION.

Motion by: Councilman Dwyer

Aye-Councilman Dwyer
Aye-Councilman Ferrara
Aye-Councilman Pollack
Aye-Councilwoman Poons
Aye-Councilwoman Russell
Aye-Councilwoman Seeman
Aye-Supervisor Kaiman
No-None

Adopted

29. A RESOLUTION AUTHORIZING AND APPROVING THE PAYMENT OF A CLAIM(S) AGAINST THE TOWN OF NORTH HEMPSTEAD AND AUTHORIZING AND DIRECTING THE COMPTROLLER OR DEPUTY COMPTROLLER TO PAY THE COST THEREOF.

Motion by: Supervisor Kaiman

Aye-Councilman Dwyer
Aye-Councilman Ferrara
Aye-Councilman Pollack
Aye-Councilwoman Poons
Aye-Councilwoman Russell
Aye-Councilwoman Seeman
Aye-Supervisor Kaiman
No-None

Adopted

30. A RESOLUTION AUTHORIZING THE EMPLOYMENT, APPOINTMENT, TRANSFER, ADJUSTMENT, CORRECTION, CHANGE IN GRADE OR SALARY, AND/OR TERMINATION OF EMPLOYEES AND/OR OFFICIALS IN VARIOUS DEPARTMENTS OF THE TOWN.

Motion by: Supervisor Kaiman

Aye-Councilman Dwyer
Aye-Councilman Ferrara
Aye-Councilman Pollack
Aye-Councilwoman Poons
Aye-Councilwoman Russell
Aye-Councilwoman Seeman
Aye-Supervisor Kaiman
No-None

Adopted

31. A RESOLUTION APPROVING THE ACTION OF THE ALBERTSON H. & L. E. & H., CO. NO. 1, INC., ALBERTSON, NEW YORK, IN ELECTING TO MEMBERSHIP JOSEPH GIUNTA.

Motion by: Councilman Dwyer

Aye-Councilman Dwyer
Aye-Councilman Ferrara
Aye-Councilman Pollack
Aye-Councilwoman Poons
Aye-Councilwoman Russell
Aye-Councilwoman Seeman
Aye-Supervisor Kaiman
No-None

Adopted

32. A RESOLUTION APPROVING THE ACTION OF THE ALERT ENGINE, HOOK, LADDER AND HOSE CO., NO. 1, INC., GREAT NECK, NEW YORK, IN REMOVING FROM MEMBERSHIP GARY C. ARMAN AND ELECTING TO MEMBERSHIP ERIC WEINSTEIN AND JAMMIE YANG.

Motion by: Councilwoman Poons

Aye-Councilman Dwyer
Aye-Councilman Ferrara
Aye-Councilman Pollack
Aye-Councilwoman Poons
Aye-Councilwoman Russell
Aye-Councilwoman Seeman
Aye-Supervisor Kaiman
No-None

Adopted

ADDED STARTERS:

33. A RESOLUTION AUTHORIZING THE RETENTION OF AN EXPERT WITNESS TO CONDUCT A CAUSATION ANALYSIS RELATIVE TO TULLY POOL.

Motion by: Supervisor Kaiman

Aye-Councilman Dwyer
Aye-Councilman Ferrara
Aye-Councilman Pollack
Aye-Councilwoman Poons
Aye-Councilwoman Russell
Aye-Councilwoman Seeman

Aye-Supervisor Kaiman
No-None

Adopted

34. A RESOLUTION AUTHORIZING A TOWN REPRESENTATIVE TO VOTE AT A MEETING OF THE JOINT SPONSORING BOARD FOR THE ROSLYN VOLUNTEER FIREFIGHTER LENGTH OF SERVICE AWARD PROGRAM (LOSAP) IN ACCORDANCE WITH THE DIRECTIVE OF THE TOWN BOARD.

Motion by: Councilman Dwyer

Aye-Councilman Dwyer
Aye-Councilman Ferrara
Aye-Councilman Pollack
Aye-Councilwoman Poons
Aye-Councilwoman Russell
Aye-Councilwoman Seeman
Aye-Supervisor Kaiman
No-None

Adopted

**MEETING
NORTH HEMPSTEAD
SOLID WASTE MANAGEMENT
AUTHORITY AGENDA**

October 26, 2010

RESOLUTIONS:

1.A RESOLUTION AUTHORIZING THE EMPLOYMENT, APPOINTMENT, TRANSFER OR CHANGE IN GRADE AND/OR SALARY OF EMPLOYEES AND OFFICIALS IN VARIOUS DEPARTMENTS OF THE AUTHORITY.

Stricken